

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
AT YAKIMA

STATE OF WASHINGTON, STATE OF
COLORADO, STATE OF CONNECTICUT,
STATE OF ILLINOIS, STATE OF
MARYLAND, STATE OF MICHIGAN,
STATE OF MINNESOTA, STATE OF
NEVADA, STATE OF NEW MEXICO,
STATE OF OREGON, STATE OF RHODE
ISLAND, STATE OF VERMONT,
COMMONWEALTH OF VIRGINIA, and
STATE OF WISCONSIN,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity
as President of the United States of America;
UNITED STATES OF AMERICA; LOUIS
DEJOY, in his official capacity as Postmaster
General; UNITED STATES POSTAL
SERVICE,

Defendants.

NO. 1:20-cv-03127-SAB

[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION FOR
CLARIFICATION

[PROPOSED] ORDER

Upon consideration of Defendants' Motion for Clarification, ECF No. __, the Court hereby GRANTS Defendants' Motion and orders that the Preliminary Injunction Order entered by the Court on September 17, 2020, ECF No. 81, be and the same hereby is, clarified as follows:

1. Paragraph 2(a) of the Preliminary Injunction Order is clarified to provide that the Postal Service is not required to delay a trip when the impact of the delay will be an overall degradation in service, *e.g.*, in order to prevent a small amount of mail from being delayed if doing so would cause a larger amount of mail to be delayed.
2. Paragraph 2(b) of the Preliminary Injunction Order is clarified to provide that the Postal Service is not required to move Election Mail sent as Marketing Mail by air.
3. Paragraph 3 of the Preliminary Injunction Order is clarified to provide that, upon the Postal Service's determination that a postal facility will be unable to process Election Mail for the November 2020 election in accordance with First-Class delivery standards because of the Postal Service's recent removal and decommissioning of equipment, the Postal Service will return available processing equipment to service at that facility. "Available" refers to machines that were disconnected, but not dismantled.

IT IS SO ORDERED.

DATED: _____

By: _____

Honorable Stanley A. Bastian
Chief United States District Judge